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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ALICIA INES MOYA GARAY, JUAN
JAIME LOPEZ-JIMENEZ, and
ARRIBA LAS VEGAS WORKER
CENTER.

Plaintiffs.

VS.

CITY OF LAS VEGAS, a municipality; MICHELE FREEMAN, in her official capacity as City of Las Vegas Chief of Department of Public Safety; BANANTO SMITH, in his individual capacity and official capacity as Deputy Chief of Detention Services;

Defendants.

Case No. 2:20-cv-00119-GMN-EJY

**STIPULATION AND [PROPOSED] ORDER
TO EXTEND DISCOVERY DEADLINES
(FOURTH REQUEST)**

1 **STIPULATION AND [PROPOSED] ORDER TO EXTEND DISCOVERY DEADLINES**

2 Pursuant to LR IA 6-1 and LR 26-3, the parties, by and through their respective counsel of
 3 record, hereby stipulate and request that this Court extend the Discovery Deadlines in the above-
 4 captioned case. Plaintiffs Alicia Ines Moya Garay and Juan Jaime Lopez-Jimenez (“Plaintiffs”)
 5 and Defendants City of Las Vegas, *et al.* (“Defendants”) stipulate and respectfully request a thirty
 6 (30) day extension of the current scheduling order deadlines. In support of this Stipulation and
 7 Request, the parties state as follows:

8 **A. DISCOVERY COMPLETED TO DATE**

9 Plaintiffs Alicia Ines Moya Garay and Juan Jaime Lopez-Jimenez (“Plaintiffs”) and
 10 Defendants City of Las Vegas, *et al.* (“Defendants”) made their initial disclosures on June 16, 2020.
 11 Plaintiffs propounded their First Set of Interrogatories on August 5, 2020. On August 31, 2020,
 12 Defendants requested an extension to respond to Plaintiffs’ First Set of Interrogatories, which
 13 Plaintiffs granted. On September 2, 2020 Plaintiffs served their First Set of Requests for Admission
 14 and Requests for Production of Documents.

15 On September 10, 2020, Defendants served their responses to Plaintiffs’ First Set of
 16 Interrogatories. On September 24, 2020, Plaintiffs served their amended First Set of
 17 Interrogatories. On October 1, 2020, Defendants served their responses to Plaintiffs’ First Set of
 18 Requests for Admission. On October 15, 2020, Defendants served their responses to Plaintiffs’
 19 First Set of Requests for Production of Documents. On October 20, 2020, Defendants served their
 20 responses to Plaintiffs’ amended First Set of Interrogatories. On November 5, 2020, Defendants
 21 served their First Supplemental Responses to Plaintiffs’ First Set of Requests for Production of
 22 Documents. On December 18, 2020, Defendants served their Supplemental Responses to
 23 Plaintiffs’ First Set of Requests for Admission. On December 21, 2020, December 22, 2020, and
 24 December 29, 2020, Plaintiffs conducted the depositions of three witnesses employed by the City
 25 of Las Vegas.

26 On January, 21, 2021, Defendants propounded their First Set of Interrogatories and First
 27 Set of Requests for Production of Documents. On February 17, 2021 Plaintiffs requested an

1 extension to respond to Defendants' First Set of Interrogatories and First Set of Requests for
 2 Production of Documents, which Defendants granted. On March 8 and 9, 2021, Plaintiffs served
 3 their responses to Defendants' First Set of Interrogatories and First Set of Requests for Production
 4 of Documents. On March 25, 2021, Plaintiffs propounded their Second Set of Interrogatories,
 5 Second Set of Requests for Admission, and Second Set of Requests for Production of Documents.

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7 **B. DISCOVERY REMAINING TO BE COMPLETED**

8 The parties in this case continue to propound and respond to written discovery and must
 9 conduct additional depositions, in addition to making their expert disclosures.

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11 **C. REASON FOR REQUEST FOR EXTENSION OF DISCOVERY DEADLINES**

12 Plaintiffs continue to coordinate with an expert to provide forensic psychological services.
 13 In light of the logistical challenges that have arisen because the COVID-19 pandemic, including
 14 securing video conferencing/telemedicine technology for Plaintiffs, Plaintiffs require more time to
 15 provide merits experts' disclosures. Because Plaintiffs have exhibited diligence in their search for
 16 an expert witness and because Defendants do not oppose the request, Plaintiffs demonstrate good
 17 and just cause for the extension.

18 Further, the parties have exhibited diligence in propounding and responding to written
 19 discovery and conducting depositions, but significant discovery remains to be completed. For
 20 example, Plaintiffs have conducted three depositions of Defendants' witnesses and are preparing
 21 to notice additional depositions. Defendants must also conduct Plaintiffs' depositions. The parties
 22 also anticipate likely expert depositions. Moreover, based on the number of witnesses identified in
 23 Defendants' initial disclosures and discovery responses, the parties have discussed the possibility
 24 of seeking leave of court under Fed. R. Civ. P 30(a)(2)(A)(i) to take more than ten (10) depositions.
 25 The parties respectfully request an extension of the discovery cut-off date, in the event that the
 26 parties stipulate to taking more than ten depositions at a later time.

27 In addition, on April 7, 2021, the Defendants' lead counsel will move to another department
 28 within the City and this case will be reassigned to new counsel. The extension will allow

appropriate time for new counsel to properly assume responsibility over this matter and complete the remaining discovery. Because of Plaintiffs' diligence and because Defendants do not oppose the request, the parties demonstrate good and just cause for the extension. The parties respectfully request a thirty (30) day extension of the current scheduling order deadlines in accordance with the proposed scheduling order below.

D. PROPOSED SCHEDULE FOR COMPLETING DISCOVERY

1. Initial Disclosures	June 16, 2020
2. Amending pleadings / adding parties	December 28, 2020
3. Merits experts' disclosures due	April 29, 2021
4. Rebuttal experts' disclosures due	June 1, 2021
5. Discovery Cut-off date	June 24, 2021
6. Dispositive Motions due	July 26, 2021

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STIPULATION AND ORDER TO EXTEND
DISCOVERY DEADLINES (FOURTH REQUEST)

1 Dated: March 30, 2021

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3 MEXICAN AMERICAN LEGAL DEFENSE
4 AND EDUCATIONAL FUND

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Attorneys for Plaintiffs

18 IT IS SO ORDERED:
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UNITED STATES MAGISTRATE JUDGE

DATED: March 30, 2021